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(54) Title: DICLOFENAC-BASED COMPOSITION FOR THE TOPICAL TREATMENT OF OROPHARYNGEAL CAVITY DISORDERS

(57) Abstract: A composition for the topical treatment of oropharyngeal cavity disorders, comprising an aqueous solution of the salt of diclofenac with tromethamine, in which the amount of the said salt is of from 0.1% to 0.2% (w/w) and the pH is adjusted between 7 and 8.

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"Diclofenac-based composition for the topical treatment of
oropharyngeal cavity disorders"

5 The present invention relates to a diclofenac-based composition for
the topical treatment of oropharyngeal cavity disorders.

10 It is known that diclofenac [2-(2,6-dichloroanilino)phenylacetic acid] is
a widely-used pharmaceutical product with anti-inflammatory,
antipyretic and analgesic properties. It is mainly administered
systemically in unmodified form or in the form of a salt thereof with
15 mineral or organic bases.

However, its salts are virtually insoluble in water.

Example 2 of patent US-4 407 824 describes the preparation of the
salt of diclofenac with tromethamine [tris(hydroxymethyl)methylamine],
but does not specify its solubility in water and does not give an example
15 of any pharmaceutical form containing the abovementioned salt.

20 The problem of the insolubility in water of diclofenac salts is also
acknowledged in EP-A-0 521 393, which proposes to solve the said
problem by means of the choline salt. This salt is described as a
compound that is surprisingly soluble in water and suitable, inter alia,
also for the preparation of mouthwashes.

However, the choline salt has the typical drawbacks of choline, which
is well known for its unpleasant odour and taste.

25 These drawbacks are particularly unfavourable in the case of
compositions for the topical treatment of oropharyngeal cavity
disorders, for instance mouthwashes and oral sprays, which need to
remain in contact with the mucosae for a relatively long period of time in
order to exert their therapeutic effect.

Despite the addition of large amounts of ingredients capable of
masking its taste [0.5% (w/w) of acesulfame and 35% (w/w) of sorbitol],

compositions for the topical treatment of oropharyngeal cavity disorders based on the salt of diclofenac with choline are relatively unpalatable.

There is therefore still a great need for a diclofenac-based composition of pleasant or at the very least neutral taste, for the topical treatment of oropharyngeal cavity disorders.

Although A. Fini et al. have reported that the solubility in water of the tromethamine salt is considered to be 0.167 g in 100 ml (European J. Pharm. Sci. 4, 231, 1996), the tests conducted by the present inventor have demonstrated that amounts of diclofenac ranging from 0.071 to 10 0.142 g do not dissolve in 100 ml of water even in the presence of stoichiometric amounts (from 0.029 to 0.058 g, respectively) of tromethamine (Comparative Examples 1 and 2).

Surprisingly, it has now been found that the abovementioned compositions containing from 0.071 to 0.142 g of diclofenac with 15 stoichiometric amounts (from 0.029 to 0.058 g, respectively) of tromethamine in 100 ml of water become clear and remain so for a long time if their pH is brought to 7-8 (Examples 1 and 2).

Also surprisingly, it has been found that the palatability of these 20 solutions is good and that it is also very easy to improve it by means of modest amounts of standard flavouring agents and sweeteners.

One subject of the present invention is thus a composition for the topical treatment of oropharyngeal cavity disorders, characterized in that it comprises an aqueous solution of the salt of diclofenac with 25 tromethamine, in which the amount of the said salt is of from 0.1% to 0.2% (w/w) and the pH is adjusted between 7 and 8.

The preferred concentration of the salt of diclofenac with tromethamine in the composition of the present invention is 0.1% (w/w).

Advantageously, the abovementioned mouthwash comprises other standard ingredients, for instance ethanol, polyhydroxylated alcohols,

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complexing agents, preserving agents, humectants, sweeteners, flavouring agents, colouring agents and the like.

Typical examples of these ingredients are:

- polyhydroxylated alcohols: glycerol, propylene glycol and polyethylene glycol;
- 5 complexing agents: sodium edetate;
- preserving agents: methyl p-hydroxybenzoate and propyl p-hydroxybenzoate, sodium benzoate;
- humectants: glyceryl polyethylene glycol ricinoleate;
- 10 sweeteners: sodium saccharinate, sorbitol, acesulfame and xylitol;
- gelling agents: block copolymers of polyethylene glycol and polypropylene glycol such as, for example, PoloxamerTM 407;
- flavouring agents: mint flavouring agent, natural tutti frutti flavouring agent and grenadine flavouring agent;
- 15 colouring agents: quinoline yellow E 104 and patent blue E 131.

Typical examples of oropharyngeal cavity disorders which benefit from treatment with the composition of the present invention are: gingivitis, glossitis, stomatitis, aphthae, paradentosis, paradentitis, laryngitis, pharyngitis and mucositis caused by radiotherapy and 20 chemotherapy. In addition, the composition of the invention is useful in the treatment of after-effects of dental and/or general surgery.

Preferred dosage forms of the composition of the present invention are mouthwashes and oral sprays.

These dosage forms can be readily prepared according to 25 techniques known to pharmaceutical chemists, and include stages such as mixing, dissolution, sterilization and the like.

The following examples serve to illustrate the invention without, however, limiting it.

Example 1

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100 g of Mouthwash A contains:

	salt of diclofenac with tromethamine	0.104	g
	xylitol	10.000	g
	Poloxamer™ 407	0.500	g
5	sodium benzoate	0.500	g
	natural mint flavouring agent	0.500	ml
	aqueous solution of E 131 (1 mg/ml)	0.200	ml
	pH 7.8 phosphate buffer** qs	100	g
	pH	7.6	
10	equal to 0.074 g of acidic diclofenac		
..	one litre of solution in purified water contains: anhydrous dibasic sodium phosphate (5.803 g), anhydrous monobasic potassium phosphate (3.522 g) and 1N sodium hydroxide (18.70 ml).		

Example 2

15 Mouthwash B

100 g of Mouthwash B have the same composition as Mouthwash A, except that:

- it also contains natural tutti frutti flavouring agent (0.04 ml) and natural grenadine flavouring agent (0.02 ml), and
- 20 - in place of 0.2 ml of aqueous solution of E 131 (1 mg/ml), it contains 0.25 ml of aqueous solution of E 124 (10 mg/ml).

Comparative Example 1

Mouthwash C

A mouthwash was prepared having the same composition as
 25 Mouthwash A, except that it contained purified water in place of the pH 7.8 phosphate buffer.

Comparative Example 2

Mouthwash D

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A mouthwash was prepared having the same composition as Mouthwash B, except that it contained purified water in place of the pH 7.8 phosphate buffer.

Stability

5 Mouthwashes A and B were found to be stable.

In contrast, Mouthwashes C and D released over time, especially under cold conditions, a precipitate of diclofenac.

This behaviour was entirely unexpected as regards the mouthwashes containing an amount of salt of diclofenac with tromethamine that is less
10 than the solubility limit reported by Fini et al. (cited above).

CLAIMS

1. Composition for the topical treatment of oropharyngeal cavity disorders, characterized in that it comprises an aqueous solution of the salt of diclofenac with tromethamine, in which the amount of the said salt is of from 0.1% to 0.2% (w/w) and the pH is adjusted between 7 and 8.
2. Composition according to Claim 1, characterized in that it contains 0.10% (w/w) of the salt of diclofenac with tromethamine.
3. Composition according to Claim 1 or 2, characterized in that it further comprises a sweetener selected from the group comprising sodium saccharinate, sorbitol, acesulfame and xylitol.
4. Composition according to any one of the preceding Claims 1 to 3, characterized in that it further comprises a preserving agent selected from the group comprising sodium benzoate, methyl p-hydroxybenzoate and propyl p-hydroxybenzoate.
5. Composition according to any one of the preceding Claims 1 to 4, characterized in that it further comprises a gelling agent consisting of a block copolymer of polyethylene glycol and polypropylene glycol.
6. Composition according to any one of the preceding Claims 1 to 5, characterized in that it further comprises a pharmaceutically acceptable flavouring agent.
7. Composition according to any one of the preceding Claims 1 to 6, characterized in that it further comprises a pharmaceutically acceptable colouring agent.
8. Composition according to any one of the preceding Claims 1 to 7, characterized in that it is used in the treatment of gingivitis, glossitis, stomatitis, aphthae, paradentosis, paradentitis, laryngitis, pharyngitis, mucositis of the oral cavity caused by radiotherapy and chemotherapy, and of after-effects of dental and/or general surgery.

INTERNATIONAL SEARCH REPORT

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A. CLASSIFICATION OF SUBJECT MATTER
IPC 7 A61K31/196 A61K9/00 A61K31/195

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)
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Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, CHEM ABS Data

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	US 4 407 824 A (ECKERT THEODOR) 4 October 1983 (1983-10-04) cited in the application column 1, line 1 - line 25 column 2, line 64 -column 3, line 14 column 10 -column 13; examples 2,9,10,12 claim 1	1-8
A	EP 0 373 103 A (CIBA GEIGY AG) 13 June 1990 (1990-06-13) page 1 -page 2 examples	1-8
A	US 5 972 906 A (FALK RUDOLF EDGAR ET AL) 26 October 1999 (1999-10-26) column 1, line 15 - line 32 column 5, line 9 -column 6, line 15	1-8

Further documents are listed in the continuation of box C.

Patent family members are listed in annex.

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C.(Continuation) DOCUMENTS CONSIDERED TO BE RELEVANT

Category	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
A	WO 92 00725 A (FARCON AG) 23 January 1992 (1992-01-23) page 1 page 2, line 13 - line 25 examples claims 1-4 ---	1-8
A	EP 0 521 393 A (FARMAKA SRL) 7 January 1993 (1993-01-07) cited in the application page 1, line 1 - line 15 page 2, line 1 - line 6 examples 2-4 ---	— 1-8

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

PCT/EP 03/04044

Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US 4407824	A 04-10-1983	GB 2093693 A AT 370721 B AT 380166 B AT 136582 A CA 1180008 A1 CY 1443 A CY 1444 A FR 2500751 A1 FR 2514348 A1 GB 2143528 A ,B HK 83888 A HK 83988 A KE 3820 A KE 3821 A LU 83945 A1 NL 8100917 A ,B, SE 448088 B SE 8101064 A SE 8203228 A SG 33388 G US 4784808 A US 4551475 A US 4619926 A	08-09-1982 25-04-1983 25-04-1986 15-09-1985 25-12-1984 -10-03-1989 10-03-1989 03-09-1982 15-04-1983 13-02-1985 21-10-1988 21-10-1988 09-09-1988 09-09-1988 13-12-1982 16-09-1982 19-01-1987 18-08-1982 18-08-1982 30-09-1988 15-11-1988 .05-11-1985 28-10-1986
EP 0373103	A 13-06-1990	AT 87476 T AU 624190 B2 AU 4434389 A CA 2002472 A1 DE 58903964 D1 DK 561589 A EP 0373103 A1 ES 2054089 T3 GR 3007995 T3 IE 63482 B1 IL 92190 A JP 2178224 A JP 2894744 B2 KR 152983 B1 NZ 231320 A PT 92228 A ,B ZA 8908554 A	15-04-1993 04-06-1992 07-06-1990 10-05-1990 06-05-1993 11-05-1990 13-06-1990 01-08-1994 31-08-1993 03-05-1995 23-07-1996 11-07-1990 24-05-1999 16-11-1998 25-11-1992 31-05-1990 29-08-1990
US 5972906	A 26-10-1999	US 5639738 A US 6103704 A US 5792753 A US 5910489 A WO 9407505 A1 WO 9526193 A1 WO 9529683 A1 WO 9530423 A2 WO 9606622 A1 WO 9817320 A1 EP 0952855 A1 US 5834444 A US 5614506 A US 5027924 A	17-06-1997 15-08-2000 11-08-1998 08-06-1999 14-04-1994 05-10-1995 09-11-1995 16-11-1995 07-03-1996 30-04-1998 03-11-1999 10-11-1998 25-03-1997 27-10-1998

INTERNATIONAL SEARCH REPORT

Information on patent family members

International Application No

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Patent document cited in search report	Publication date	Patent family member(s)	Publication date
US 5972906	A	US 6194392 B1	27-02-2001
		US 5852002 A	22-12-1998
		US 5830882 A	03-11-1998
		US 5817642 A	06-10-1998
		US 5811410 A	22-09-1998
		US 6017900 A	25-01-2000
		US 5962433 A	05-10-1999
		US 5977088 A	02-11-1999
		US 5824658 A	20-10-1998
		US 6087344 A	11-07-2000
		US 5817644 A	06-10-1998
		US 6475795 B1	05-11-2002
		US 2002077314 A1	20-06-2002
		US 6114314 A	05-09-2000
		US 5990096 A	23-11-1999
		US 5942498 A	24-08-1999
		US 6218373 B1	17-04-2001
		US 6147059 A	14-11-2000
		US 5914322 A	22-06-1999
		US 6136793 A	24-10-2000
WO 9200725	A	IT 1243342 B	10-06-1994
		AU 8093591 A	04-02-1992
		CA 2066731 A1	14-01-1992
		DE 491897 T1	14-01-1993
		WO 9200725 A1	23-01-1992
		EP 0491897 A1	01-07-1992
		ES 2034926 T1	16-04-1993
		GR 93300021 T1	28-04-1993
EP 0521393	A	IT 1250636 B	21-04-1995
		AT 135681 T	15-04-1996
		DE 69209166 D1	25-04-1996
		DE 69209166 T2	25-07-1996
		DK 521393 T3	22-07-1996
		EP 0521393 A2	07-01-1993
		ES 2084878 T3	16-05-1996
		GR 3020190 T3	30-09-1996

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